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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.656 OF 2007

Raman Harakchand Banthia & ors. Petitioners
versus
CIDCO and others Respondents

Mr. R.A.Dada with Ms.S.M.Pranjape i/by S.M.Kamble for petitioners.
Mr.Mahendra Gehani i/by M/s.Law Charter for R-2.
Mr.P.I.Khemani, AGP for R-3.

CORAM : A.S.OKA, J.

DATE : 06th March 2007

PC :

1. Heard learned Senior Counsel appearing for the petitioners. This writ petition under Article 227 of the Constitution of India, takes exception to the orders passed by the authorities under the Maharashtra Land Revenue Code, 1966 in proceedings relating to mutation entries. It is well settled position of the law that in any proceedings relating to Mutation Entries under the said Code, the rights of the parties as regards immovable property are not decided. The orders passed by the authorities under the said Code are always subject to the orders of the

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Civil Court in a civil suit filed on the basis of title.

2. In view of this position, it is not necessary to entertain this writ petition. Subject to what is stated above the writ petition is rejected.

(A.S.OKA, J.)